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February 7, 2023

Hon. John G. Koeltl
United States District Court, Southern District of New York
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street
New York, NY 10007-1312

*The 2/14/23 conference is
canceled.
The 2/23/23 conference will
proceed by telephone at 2³⁰ p.m.*

VIA ECF

Re: Michael Kaplan v. Comedy Partners, Initial Conference
Case No.: 1:22-cv-09355
Our File No.: 5759-00001

*So ordered.
per G/Koeltl
2/7/23 U.S.D.S.*

Dear Judge Koeltl:

We represent plaintiff Michael Kaplan in the above-captioned matter. Pursuant to Rule I.E. of the Court's Individual Practices, we jointly write you along with counsel for the defendant to request that the February 14, 2023, Initial Conference be reset to date to be determined at the February 23, 2023 Pre-Motion Conference (ECF No. 18).

On November 29, 2022 the Court set the Initial Conference. After setting the Initial Conference, the parties began discussions regarding the allegations and defendant's challenges to the complaint. *Id.* The parties have not completed these discussions. The parties believe that is inefficient and premature to have the Initial Conference until after the Pre-Motion Conference and therefore respectfully request that the Initial Conference be reset to a date to be determined at the Pre-Motion Conference.

The instant letter-motion is plaintiff's first request adjournment of the Initial Conference.

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PEARSON WARSHAW, LLP

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Thank you for consideration of this request.

Very truly yours,

PEARSON WARSHAW, LLP

/s/ Daniel L. Warshaw

DANIEL L. WARSHAW

cc: All Counsel (via ECF)

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